

PATENT
Appl. No. 10/813,868
Attorney Docket No. 450103-04598.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Leslie SPRING et al.
Appl. No. : 10/813,868
Filed : March 30, 2004
For : RICH MEDIA PUBLISHING
Art Unit : 2176
Examiner : Not Yet Assigned

745 Fifth Avenue
New York, New York 10151

EXPRESS MAIL

Mailing Label Number: ED 450554255 US

Date of Deposit: January 14, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Chiaki Kokka

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Commissioner for Patents
Alexandria, VA 22313-1450

PETITION UNDER 37 C. F. R. 1.47

01/21/2005 1450000000 500320 10923060
03 FC:1463 Sir: 70.00 DA 120.00 CP

Applicants hereby petition the Commissioner to accept the accompanying

Declarations submitted under 37 CFR 1.47(a) for application for patent on behalf of the inventor

co-inventor Jose Armando Pena.

Adjustment 01/21/2005 1450000000 500320 10923060
01/21/2005 1450000000 500320 10923060
03 FC:1463 70.00 DA 120.00 CP

01/21/2005 1450000000 500320 10923060
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Appl. No. 10/813,868
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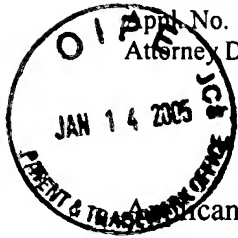
Accompanying this Petition and the Declarations is the requisite petition fee under 37 CFR 1.17(h) in the amount of \$130.00, the late declaration surcharge in the amount of \$130.00, and the five-month extension of time fee in the amount of \$2,160.00. Please charge any additional fees required to our Deposit Account No. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP

A handwritten signature in cursive script, appearing to read "Hans Mahr", is written over a horizontal line.

Hans R. Mahr
Registration No. 46,138
Tel: (212) 588-0800



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Appl. No. 10/813,868
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Chiaki Kokka

(Typed or printed name of person mailing paper or fee)



(Signature of person mailing paper or fee)

Mail Stop Missing Parts
Commissioner for Patents
Alexandria, VA 22313-1450

**DECLARATION OF FACTS IN SUPPORT OF FILING
ON BEHALF OF LIMITED INVENTOR**

Sir:

The below-named individual declares that:

(1) I am a patent attorney authorized to practice in the United States, and I am employed by Frommer Lawrence & Haug LLP, a patent firm who represent Sony Pictures Entertainment Inc. and Sony Corporation, the assignees of the above-identified application.

(2) Our firm filed in the United States the patent application, which has been assigned Application No. 10/813,868 and the filing date of March 30, 2004.

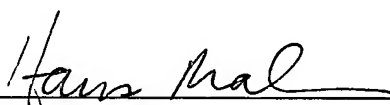
(3) U.S. Application 10/813,868 was filed with a declaration without the inventors' signatures. A Notice to File Missing Parts was issued on June 14, 2004, and I forwarded a copy of the Notice and a revised declaration form to be signed by all the Applicants to Applicants' assignees on June 30, 2004. On July 13, 2004, I sent same revised declaration form to Applicants' employer, Sony Pictures Entertainment Inc. However, on July 22, 2004, the Applicants' employer notified us that Mr. Jose Armando Pena was no longer employed by Sony Pictures Entertainment Inc. and provided us with his last-known address (1119 Calle Linares, Duarte, California 94010). On July 22, 2004, I forwarded a copy of the revised declaration to Mr. Pena. On October 6, 2004 and on November 15, 2004 I resent copies of the same declaration to Mr. Pena. On November 24, 2004, Mr. Pena confirmed in a telephone conversation with Sony Pictures Entertainment, Inc. that he had received the documents. On December 22, 2004, I resent copies of the same declaration to Mr. Pena. On January 3, 2005, I called to Mr. Pena at his current-in-use cell phone number and left a message asking to call me back, and on January 5, 2005, I called him at the same cell phone number again and left another message to remind him of that his signature for the declaration form is needed. To date, I have not received any response from him.

(4) On information and belief, Mr. Pena, who had been employed by Sony Pictures Entertainment Inc, terminated his employment on October 23, 2003. It is reasonably believed that he still resides at his last-known address, however, notwithstanding a good faith effort on my part, I have been unable to received a signed declaration document from Mr. Pena.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP



Hans R. Mahr
Registration No. 46,138
Tel: (212) 588-0800



FROMMER LAWRENCE & HAUG LLP

4660 LA JOLLA VILLAGE DR. SUITE 850 SAN DIEGO, CALIFORNIA 92122

TEL: (858) 731-5000 FAX: (858) 731-5001

July 22, 2004

VIA MAIL ONLY

Mr. Jose Armando Pena
1119 Calle Linares
Duarte, CA 94010

Re: U.S. Patent Applications No. 10/813,868, No. 10/813,858, and No. 10/813,874
Our Ref.: 450103-04598.1, 450103-04598.2, and 450103-04598.3

Dear Mr. Pena,

We have prepared and enclose a blank Declaration/Power of Attorney document and a blank Assignment for the patent applications referenced above. Please sign and date the documents as indicated and then return the signed original documents to us. We will file the signed documents with the U.S. Patent & Trademark Office.

Please do not hesitate to contact me if you have any questions.

Sincerely yours,

Hans R. Mahr

HRM:ck

Enclosures: 1. Declaration for Patent Application and Power of Attorney (*blank*)
2. Assignment (*blank*)

cc: William S. Frommer (w/o enclosures)

NEW YORK OFFICE
745 FIFTH AVENUE NEW YORK, NY 10151
TEL: (212) 588-0800 FAX: (212) 588-0500

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FROMMER LAWRENCE & HAUG LLP

4660 LA JOLLA VILLAGE DR. SUITE 850 SAN DIEGO, CALIFORNIA 92122

TEL: (858) 731-5000 FAX: (858) 731-5001

October 6, 2004

VIA MAIL ONLY

Mr. Jose Armando Peña
1119 Calle Linares
Duarte, CA 94010

**Re: U.S. Patent Applications No. 10/813,868, No. 10/813,858, and No. 10/813,874
Our Ref.: 450103-04598.1, 450103-04598.2, and 450103-04598.3**

Dear Mr. Peña,

In connection with the patent applications referenced above, this is sent as a reminder that the due date for filing signed Declaration/Power of Attorney documents and signed Assignment documents is **October 14, 2004**. Please sign and date the blank documents attached herewith as indicated and then return the signed original documents to us. We will file the signed documents with the U.S. Patent & Trademark Office.

Thank you for your cooperation in this matter. Please do not hesitate to contact me if you have any questions.

Sincerely yours,

Hans R. Mahr

HRM:ck

Enclosures: 1. Declaration for Patent Application and Power of Attorney (*blank*)
2. Assignment (*blank*)

cc: ✓ Ms. Carrie Merzbacher, SEL (w/o enclosures)
✓ Ms. Susie Oh, SPE (w/o enclosures)
William S. Frommer (w/o enclosures)

NEW YORK OFFICE
745 FIFTH AVENUE NEW YORK, NY 10151
TEL: (212) 588-0800 FAX: (212) 588-0500

00223536



FROMMER LAWRENCE & HAUG LLP

4660 LA JOLLA VILLAGE DR. SUITE 850 SAN DIEGO, CALIFORNIA 92122

TEL: (858) 731-5000 FAX: (858) 731-5001

November 15, 2004

VIA MAIL ONLY

Mr. Jose Armando Peña
1119 Calle Linares
Duarte, CA 94010

Re: U.S. Patent Applications No. 10/813,868, No. 10/813,858, and No. 10/813,874
Our Ref.: 450103-04598.1, 450103-04598.2, and 450103-04598.3

Response due: December 14, 2004

Dear Mr. Peña,

In connection with the patent applications referenced above, this is sent as a 2nd reminder that the due date for filing signed Declaration/Power of Attorney documents and signed Assignment documents is December 14, 2004 (extended from August 14, 2004). Please sign and date the blank documents attached herewith as indicated and then return the signed original documents to us. We will file the signed documents with the U.S. Patent & Trademark Office.

Thank you for your cooperation in this matter. Please do not hesitate to contact me if you have any questions.

Sincerely yours,

Hans R. Mahr

HRM:ck

Enclosures: 1. Declaration for Patent Application and Power of Attorney (*blank*)
2. Assignment (*blank*)

cc: ✓ Ms. Carrie Merzbacher, SEL (w/o enclosures)
✓ Ms. Susie Oh, SPE (w/o enclosures)
William S. Frommer (w/o enclosures)

NEW YORK OFFICE
745 FIFTH AVENUE NEW YORK, NY 10151.
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00232695



FROMMER LAWRENCE & HAUG LLP

4660 LA JOLLA VILLAGE DR. SUITE 850 SAN DIEGO, CALIFORNIA 92122

TEL: (858) 731-5000 FAX: (858) 731-5001

December 22, 2004

VIA CERTIFIED MAIL (USPS Certified Mail No. 7002 3150 0002 1769 4537)

Mr. Jose Armando Peña
1119 Calle Linares
Duarte, CA 94010

Re: U.S. Patent Applications No. 10/813,868, No. 10/813,858, and No. 10/813,874
Our Ref.: 450103-04598.1, 450103-04598.2, and 450103-04598.3

Response due: January 14, 2005 (non-extendable)

Dear Mr. Peña,

In connection with the patent applications referenced above, this is sent as a 2nd reminder that the due date for filing signed Declaration/Power of Attorney documents and signed Assignment documents is **January 14, 2005 (no further extension is available)**. Please sign and date the blank documents attached herewith as indicated and then return the signed original documents to us. We will file the signed documents with the U.S. Patent & Trademark Office.

Thank you for your cooperation in this matter. Please do not hesitate to contact me if you have any questions.

Sincerely yours,

Hans R. Mahr

HRM:ck

Enclosures: 1. Declaration for Patent Application and Power of Attorney (*blank*)
2. Assignment (*blank*)

cc: Ms. Carrie Merzbacher, SEL (w/o enclosures)
Ms. Susie Oh, SPE (w/o enclosures)
William S. Frommer (w/o enclosures)

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Sent To: Mr. Jose Armando Peña
Street, Apt. No.: 1119 Calle Linares
or PO Box No.
City, State, ZIP+4 Duarte, CA 94010

PS Form 3800, June 2002

See Reverse for Instructions

1.2.1.1. COMPLAINANT LINE SECTION

COMPLETE THIS SECTION ON A SEPARATE SHEET

1. The first step is to identify the main topic of the document. This is often found in the title or the first few paragraphs.

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1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 26